



State of Utah

Department of
Environmental Quality

Dianne R. Nielson, Ph.D.
Executive Director

DIVISION OF DRINKING WATER
Kevin W. Brown, P.E.
Director

Drinking Water Board
Dale Pierson, *Chair*
Anne Erickson, *Vice-Chair*
Myron Bateman
Jay Franson
Laurie McNeill
Nancy Melich
Dianne R. Nielson, Ph.D.
Charlie Roberts
Petra Rust
Ron Thompson
Chris Webb
Kevin Brown
Executive Secretary

OLENE S. WALKER
Governor

GAYLE F. McKEACHNIE
Lieutenant Governor

MINUTES OF THE OCTOBER 29, 2003 DRINKING WATER BOARD
TELECONFERENCE MEETING HELD IN SALT LAKE CITY, UTAH

Board Members Present
(via Teleconference)

Dale Pierson, Chairman
Myron Bateman
Jay Franson
Laurie McNeill, Ph.D.
Nancy Melich
Petra Rust
Chris Webb

Staff

Kevin Brown
Bob Lowe
Ken Wilde
Linda Matulich

Board Members Excused

Anne Erickson, Vice Chairman
Dianne Nielson, Ph.D.
Charlie Roberts
Ronald Thompson

ITEM 1 – CALL TO ORDER

The Drinking Water Board convened via teleconference in Salt Lake City, Utah with Chairman Pierson presiding. The meeting was called to order at 10:30 a.m.

ITEM 2 – ROLL CALL

Chairman Pierson asked Kevin Brown to call roll of the Board members. The roll call showed there were 7 members present at the time.

ITEM 3 – R309-600 DRINKING WATER SOURCE PROTECTION FOR GROUND WATER SOURCES

Kevin Brown reported the Source Protection for Ground Water Sources Rule was discussed at the October 10, 2003 Board meeting. Kevin reviewed the changes. There was a concern on the date listed in the “public notification” requirement in the rule. The rule was tabled.

Kevin mentioned the rule that was sent out for the 30-day public notification and the comment period as listed in the changes to the rule was correct. The cover page had a wrong date. There were no substantive changes to be made. Staff didn’t need to reissue a 30-day public comment period.

Bob Lowe reported the “public notification” requirement has been in the rule for quite some time. About 80% of the systems have already fulfilled this requirement. The deadline was put in for staff to have a pivot date to work with. Staff will be working individually with the systems to come into compliance with the requirement.

Bob addressed the “authority to approve” requirement in the rule. The authority to approve change was suggested by the Attorney Generals Office. Staff was saying the Division of Drinking Water has the authority to approve, disapprove, etc. before the rule revisions were proposed. This is not correct. The Executive Secretary has the authority to approve, disapprove, etc. The Executive Secretary is authorized by the Drinking Water Board to conduct business on their behalf.

Kevin mentioned he e-mailed the Board the other comments received by staff.

Jay Franson moved the Board direct the Special Services Section to file a “Notice of Effective Date” form with the Division of Administrative Rules to establish October 29, 2003 as the effective date of this rule amendment.

Nancy seconded.

**CARRIED
(Unanimous)**

ITEM 4 – OTHER

No other business.

ITEM 5 – ADJOURN

The Board meeting adjourned at 10:40 a.m.

Linda Matulich
Recording Secretary